IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

(SUO MOTO)CONTEMPT PETITION NO.190 OF 2005

The District Judge, Satara. ..Petitioner.

V/s.

Muktabai J. Bhosale. ..Respondent.

Mr.L.S.Gaikwad for respondent.

CORAM: A.M.KHANWILKAR,J

DATE : APRIL 12, 2006.

P.C. :

1. Perused the order passed by the Civil Judge, Junior Division, Wai. Indeed, the reasons recorded by the trial Judge in the order are for recommending contempt action against the Judgment Debtor/respondent contemnor. However, after going through the reply affidavit filed, coupled with the fact that this contemnor is already 75 years age and has appeared before this court and tendered unconditional apology for the mistake which has occurred due to communication gap, in my opinion, no fruitful purpose will be served by precipitating the matter. The explanation offered by the respondent/contemnor appears to be genuine mistake of the contemnor.

2. As the decree has already been executed and

as mentioned earlier the respondent has tendered unconditional apology, proceedings are dropped accepting the unconditional apology.